

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION EXAMINING OPERATIONS

Appl. No.	: 10/066,166	Confirmation No.	3561
Applicant	: Qian, et al.		
Filed	: January 31, 2002		
TC/A.U.	: 2623		
Examiner	: Wu, Jingge		
Docket No.	: 7146.135		
Customer No.	: 00152		

DECLARATION UNDER 37 CFR § 131

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. This declaration is to establish completion of the invention of this application in the United States at a date prior to September 28, 2000, which is the effective date of U.S. Patent No. 6,445,835 to Qian cited by the Examiner as prior art to claim 14 of the present application under 35 U.S.C. § 102(c).

2. The person making this declaration is one of the joint inventors of the present application and the sole inventor of the aforementioned cited 102(c) prior art reference.

3. I, along with Peter Van Beek, am an inventor of the captioned United States Patent Application No. 10/066,166 (the present application). I am also the sole inventor of U.S. Patent No. 6,445,835 which was cited by the Examiner as prior art against the present application. To the extent that claim 14 of the present application claims subject matter previously disclosed but not claimed in U.S. Patent No. 6,445,835, that patent itself demonstrates invention of claim 14 of the present application prior to the filing date of U.S. Patent No. 6,445,835.

4. From U.S. Patent No. 6,445,835 which is already of record in the present application, along with this declaration establishing a common inventor between the present application and the cited prior art, it is conclusively established that the invention of claim 14 of

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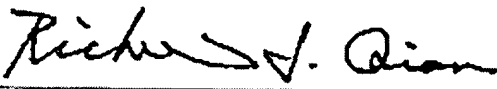
the present application was made at least by the date of the filing of prior U.S. Patent No. 6,445,835.

5. This declaration is submitted prior to final rejection.

DECLARATION

As a person signing below, I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both under 18 U.S.C. § 1001, and that any such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Dated 12-17-2004


Richard Qian

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 1/5/05


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